RTD

SERVING NORTH CENTRAL NEW MEXICO

North Central Regional Transit District ("NCRTD")

Resolution 2009-07

REQUIRING REVIEW AND COORDINATION OF MEMBER'S LOCAL SERVICE PLANS AND ACCOUNTABILITY FOR ALL NCRTD FUNDS DISTRIBUTED TO NCRTD MEMBERS

WHEREAS, the NCRTD was created through legislative enactment (chapter 65, signed March 21, 2003); and,

WHEREAS, the NCRTD is a sub-division of the State of New Mexico with all the authority and duties of the same (NMSA 1978, § 73-25-4); and,

WHEREAS, the NCRTD Board has the authority and duty to monitor the use of funds it furnishes to members, to coordinate the overall transportation policy within its service area, and to account to the State of New Mexico for its activities; and,

WHEREAS, the Board has the authority to make and pass resolutions necessary for the execution of the powers vested in the District (NMSA 1978, §73-25-5(G)(3)); and,

WHEREAS, it is imperative that all funds disbursed by the NCRTD Board to its members be utilized for the expansion of regional transit services and not as replacement revenues for existing services; and,

WHEREAS, the coordination of service plans within the district is primary to an effective regional transit system; and,

WHEREAS, review of individual member service plans is in the best interest of public health, safety and welfare, efficiency in the expenditure of public funds, and the stated goal of enabling the NCRTD Board to "coordinate

overall transportation policy within the area in which it provides regional transit services" (Amended Intergovernmental Contract § 2.06 (A)); and,

WHEREAS, expansion of services can start July 1, 2009 with the understanding that distributions will not occur until October of 2009; and,

WHEREAS, the electorate within the region voted for and approved new regional transit taxes to support regionalization of transit services.

NOW, THEREFORE, BE IT RESOLVED by the NCRTD Board that:

1. each member receiving funds of any sort from the NCRTD Board shall be accountable to the NCRTD Board for the use of said funds and shall demonstrate to the satisfaction of the Board that said funds have been utilized to support improved regional transit services and regionalization of transit services and have not been utilized as a replacement revenue stream for member transit services except that funds may be used for local matches for the 2009-2010 fiscal year; and

2. each member shall submit locally approved service plans to the NCRTD Board in order for such plans to be included in the NCRTD's Regional Service Plan, to ensure that transit services funded by the regional transit tax meet the criteria of the preceding paragraph, and to ensure that regional transit services are effectively coordinated by the NCRTD.

PASSED, APPROVED AND ADOPTED BY THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT BOARD ON THIS 5 th DAY OF June 2009.

Alfred Herrera

Alfred Herrera, Chair

Attest:

Michael E. Wisner

Secretary

Approved as to form:

Mark A. Basham, Counsel